UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS CENTRAL DIVISION

CIVIL ACTION NO.: 04-40113-FDS ELIZABETH R. STEFFENBERG, (Christine S. Collins BBO#639293) Plaintiff, V. T. GENE GILMAN, STEVEN GILMAN, THE GILMAN INSURANCE AGENCY, INC., DAVID M. SCOLL, ARBOR SECURITIES, LTD., ALLIANCE INVESTMENT MANAGEMENT, COMMONWEALTH FINANCIAL HOLDINGS INC., FINANCIAL LINKS, INC., T. GILMAN & CO., LTD., AVIVA LIFE INSURANCE COMPANY, TRADETEK, LTD., and TRADETEK, LLC, Defendants.

PLAINTIFF'S ASSENTED-TO MOTION TO EXTEND TIME TO OPPOSE DEFENDANT AVIVA LIFE INSURANCE COMPANY'S MOTION TO DISMISS

NOW COMES the Plaintiff, Elizabeth R. Steffenberg ("Ms. Steffenberg"), and hereby moves, pursuant to Local Rule 7.1 of the Local Rules of the United States District Court for the District of Massachusetts ("Local Rules"), for an extension of time to April 1, 2005 within which to oppose the Defendant, Aviva Life Insurance Company's ("Aviva"), recently filed Motion to Dismiss.

In support hereof, Ms. Steffenberg states:

1. Aviva filed its Motion to Dismiss on February 4, 2005.

- 2. According to Rule 7.1(B)(2), a party opposing a motion must file an opposition within fourteen (14) days after service. See L.R. 7.1(B)(2). Thus, Ms. Steffenberg's Opposition was due on or about February 18, 2005.
- Aviva has assented to, and this Court has granted, Plaintiff's prior Motions to
 Extend Time to Oppose Aviva's Motion up through and including March 18, 2005.
- 4. Aviva assents to this request for an extension of time to April 1, 2005 within which Ms. Steffenberg may file and serve her Opposition to Aviva's Motion to Dismiss.

WHEREFORE, Ms. Steffenberg moves for an extension of time to April 1, 2005 within which to respond to Aviva's Motion to Dismiss.

Respectfully submitted,

ELIZABETH R. STEFFENBERG By her attorneys,

/s/ Christine S. Collins

Louis M. Ciavarra, Esquire (BBO #546481) Christine S. Collins, Esquire (BBO#639293) Bowditch & Dewey, LLP 311 Main Street, P.O. Box 15156 Worcester, MA 01615-0156 (508) 926-3441 Assented to by:

AVIVA LIFE INSURANCE COMPANY By its attorneys,

/s/ Kristin M. Knuuttila (CSC)

Rhonda L. Rittenberg (BBO #550498) Kristin M. Knuuttila (BBO #633828) Prince, Lobel, Glovsky & Tye LLP 585 Commercial Street Boston, MA 02109 (617) 456-8000

Dated: March 18, 2005

UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS CENTRAL DIVISION

CIVIL ACTION NO.: 04-40113-FDS ELIZABETH R. STEFFENBERG, (Christine S. Collins BBO#639293) Plaintiff, v. T. GENE GILMAN, STEVEN GILMAN. THE GILMAN INSURANCE AGENCY, INC., DAVID M. SCOLL, ARBOR SECURITIES, LTD., ALLIANCE INVESTMENT MANAGEMENT, COMMONWEALTH FINANCIAL HOLDINGS INC., FINANCIAL LINKS, INC., T. GILMAN & CO., LTD., AVIVA LIFE INSURANCE COMPANY, TRADETEK, LTD., and TRADETEK, LLC,

CERTIFICATE OF SERVICE

I, Christine S. Collins, hereby certify that I have this 18th day of March, 2005 served the foregoing by mailing a copy thereof, via first class mail, postage prepaid, to the following:

Kristin M. Knuuttila, Esquire Prince, Lobel, Glovsky & Tye, LLP 585 Commercial Street Boston, MA 02109-1024

Defendants.

Sara Discepolo, Esquire Wilson, Elser, Moskowitz, Edelman & Dicker LLP 155 Federal Street Boston, MA 02110

/s/ Christine S. Collins Christine S. Collins